MEETING OF THE BOARD OF EDUCATION OF BALTIMORE COUNTY, MARYLAND

OPEN SESSION

Thursday, October 9, 2003
5:00 P.M.-Closed Session, 7:30 P.M.-Open Session
Educational Support Services Building

I. PLEDGE OF ALLEGIANCE

II. SILENT MEDITATION IN REMEMBRANCE

III. AGENDA

Consideration of the agenda for October 9, 2003

IV. MINUTES

Consideration of Public Hearing Minutes on Proposed FY05 Capital State/County Budget of September 10, 2003 Exhibit A

V. SUPERINTENDENT’S REPORT

VI. RECOGNITION OF ADMINISTRATIVE APPOINTMENTS AND ADVISORY COUNCIL APPOINTMENTS FROM SEPTEMBER 23, 2003 (Mr. Grimsley)

VII. OLD BUSINESS

A. Consideration of the FY05 Capital State/County Budget (Ms. Burnopp) Exhibit B

B. Consideration of Policy 4157 – Vacations (Third Reading) (Mr. Grimsley) Exhibit C

VIII. REPORTS

A. Report on Proposed Policy 1600 – Public Chartered Schools (Ms. Bailey) Exhibit D

IX. NEW BUSINESS

A. Consideration of consent to the following personnel matters: (Mr. Grimsley) Exhibit E

1. Retirements
2. Resignations
3. Leaves
4. Deceased
5. Advisory Council Appointments
6. Appointments

Exhibit F
Exhibit G
Exhibit H
Exhibit I
Exhibit J
B. Consideration of consent to the following contract awards: 

1. Document Printing System

2. Printing: Science Lab Manuals, Reassignement of Contract

3. Supplies Contract: Tennis Court and Running Track Repair Materials

C. Consideration of consent to the following Building Committee Recommendations:

1. Award of Contract – Reroofing Project at Arbutus Middle School

2. Change Order – Design Services for Systemic Renovations at Stemmers Run Middle School

IX. INFORMATION

A. Revised Rule 4157 – Vacations

B. Waiver Report for Conditionally Certified Teachers

C. Revised Policy 5450 – Services to Students- Accident Insurance (Second Reading)

D. New Rule 1600 – Public Chartered Schools

X. ANNOUNCEMENTS

A. Constituent Groups

B. Public Comment on Waiver Report for Conditionally Certified Teachers

C. General Public Comment

Next Board Meeting October 21, 2003
7:30 PM Greenwood
President Mr. James R. Sasiadek called the hearing to order at 7:09 p.m. In addition to President Sasiadek, the following Board members were present: Francesca Cirincione, Ms. Phyllis E. Ettinger, Mr. John A. Hayden, III, Mr. Michael P. Kennedy, and Mr. James E. Walker. In addition, Dr. Joe A. Hairston, Superintendent of Schools; staff members; as well as the media.

The following speakers addressed the Board:

1. **Mr. Joseph Freed, Principal at Carver Center** – Request funding for a new performing and exhibition hall for Carver including a large instrumental room. This building would allow Carver to complete the magnet program. Mr. Freed requested $8.5M for new performance hall. His second request is for soundproofing and air conditioning for the dance theatre.

2. **Ms. Donna Dordia, Vice President PTA for Timonium Elementary** - School was part of the phase I renovations; however, new doors and windows were not. She stated new windows and doors are needed to make efficient the use of new boilers they received during the phase I renovations. Systems don’t work without new windows. Ms. Dordia noted that windows are unsafe and will not open. Appearance is important to the citizens who live in those communities, and creates a sense of pride in the families who attend their neighborhood school.

3. **Mr. David Marks, President Perry Hall Improvement Association and PTSA Association** – Problem of overcrowding of Perry Hall High School. He noted that area growth would have a big impact especially with the construction of Route 43. Erecting new trailers is not the answer. New Town High School is a good step. Mr. Marks stated the Northeast area needs the same type of long-range vision, which should be a high school in White Marsh.

4. **Ms. Jody Wallace, PTA Council and Southwest Council/Parent** - Goal to focus on education environment of students and part of that is indoor quality. She stated air conditioning is needed at Carver Center. She suggests consider looking at feasibility for all schools to be air conditioned for increased indoor air quality, safety and learning. Ms. Wallace noted the need to consider allergies and asthma students. Also, Carver Center does not present well and needs to be improved. Ms. Wallace supports Mr. Freed’s comments regarding funding renovations at Carver Center.

5. **Ms. Janet Banlaki, PTA Vice President and Lansdowne Elementary Parent** – School is 40 years old and showing signs of decay. Need new windows and blinds. She stated that windows are bolted shut and look deployable. Blinds are 40 years old and are the
same from when she was a student. Windows and blinds are needed for appearance and safety. Ms. Wallace noted she doesn’t understand the decision-making process on which schools get items.

6. **Ms. Melissa Malecki, Lansdowne Elementary Parent** – Parking lot needs to be expanded. Parking is an issue with staff increasing. Handicapped parking is needed, as the situation is unsafe access to the building. She stated the ramp is 65 yards away with one handicap space at the back of the school. Parents sometimes double parking, which is unsafe for students.

7. **Ms. Jeannette Keys, Parent, New Town High** – Athletic program at New Town High needs a football stadium. She stated the school needs lights, scoreboards and bleachers. Ms. Keys noted it could also be used for cultural and academic purposes. Since the school was under-budget, use monies towards a new stadium.

8. **Ms. Lisa Orens, Chair, Southwest Area Advisory Council** – Most common issue people are asking for is air conditioning (especially Catonsville Elementary). Health concerns arise when it is hot and difficult for kids to learn. She stated that Arbutus Middle School needs an elevator, an auditorium, and outside needs to be upgraded. Ms. Orens noted that Catonsville High auditorium needs a face-lift and new chairs. Also, Woodbridge Elementary is currently an open school and they need walls built in the school. She expressed concern over security if Woodbridge Elementary had a lock down.

9. **Mr. Paul Samuels – PTA President, Randallstown High** - School is too cold. He stated it feels like 58 degrees even though it’s set at 68 degrees. Mr. Samuels noted that science labs are to be renovated and that is good; however, portables are not the answer since the area is looking at projected growth. Students have to carry coats back and forth. Overcrowding is an issue. He noted that the area needs a new school or an addition built to current school.

10. **Ms. Kelli Nelson – Northwest Advisory Council, Past Chair Capital Budget, Parent** – Expressed concern about overcrowding. She wants back the deferred funding from Northwest. She requests that someone take a look at the numbers. Ms. Nelson noted that the area needs an Owings Mill Middle School so the Rosewood property should be purchased. Cedarmere Elementary is the second most overcrowded school. She commented that there were too many portables already and action must be taken now. Looking into forming an overcrowding committee. Ms. Nelson noted that Woodholme Elementary must be funded. She expressed concerns with the number of group homes in the Randallstown area.

    Dr. Hairston commented that Woodholme Elementary is a priority.

11. **Mr. Murray Piper, PTSA President, Milford Mill** – Would like to see the cafeteria improvement planning followed up with the construction funds to complete the project. It is a serious situation. School has four lunch periods starting with a 10:30 am shift.
Also needs air conditioning for the auditorium as a first priority. He noted it was extremely hot during back-to-school night.

12. Ms. Janet Banlaki, PTA Vice President and Lansdowne Elementary Parent (spoke again)
   – Need air conditioning for auditorium at Sudbrook Middle School.

The hearing was concluded at 7:36 p.m.

Respectfully submitted,

___________________
Joe A. Hairston
Secretary-Treasurer
DATE: October 9, 2003

TO: BOARD OF EDUCATION

FROM: Dr. Joe A. Hairston, Superintendent

SUBJECT: FY 2005 State Capital Budget Recommendation

ORIGINATOR: J. Robert Haines, Deputy Superintendent, Business Services

RESOURCE PERSON(S): Barbara Burnopp, Executive Director, Fiscal Services
Mike Goodhues, Director, Budget and Reporting

RECOMMENDATION

That the Board of Education approve the FY 2005 State capital budget request as initially presented at the Board Meeting on September 23, 2003, and discussed at the Board Work Session on September 25, 2003.

Attachment I – FY2005 State Capital Budget Request
### FY 2005 State Capital Budget Request

October 9, 2003

<table>
<thead>
<tr>
<th>Miscellaneous Projects</th>
<th>Original Con. Date</th>
<th>Priority Order</th>
<th>FY 05 State Request</th>
<th>FY 04 County Adopted</th>
<th>FY 05 County Adjustment</th>
<th>Revised County Request</th>
<th>County Rec. &amp; Parks Funding</th>
<th>Total Project Cost</th>
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<tbody>
<tr>
<td>Woodholme ES - Construction</td>
<td>1</td>
<td>$5,500,000</td>
<td>$7,448,000</td>
<td>$112,000</td>
<td>$7,560,000</td>
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<td>Windsor Mill MS - Construction</td>
<td>2</td>
<td>6,700,000</td>
<td>13,900,000</td>
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<td>13,900,000</td>
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<td>Sudbrook Magnet MS - Systemic Renovation</td>
<td>1956</td>
<td>3</td>
<td>5,063,000</td>
<td>5,681,000</td>
<td>(618,000)</td>
<td>5,063,000</td>
<td>10,126,000</td>
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<tr>
<td>Arbutus MS - Systemic Renovation</td>
<td>1958</td>
<td>4</td>
<td>4,070,000</td>
<td>4,155,000</td>
<td>(85,000)</td>
<td>4,070,000</td>
<td>8,140,000</td>
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<tr>
<td>Ridgely MS - Systemic Renovation</td>
<td>1960</td>
<td>5</td>
<td>5,847,000</td>
<td>6,400,000</td>
<td>(553,000)</td>
<td>5,847,000</td>
<td>11,694,000</td>
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<tr>
<td>Southwest Academy MS - Systemic Renovation</td>
<td>1960</td>
<td>6</td>
<td>3,508,000</td>
<td>3,659,000</td>
<td>(151,000)</td>
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<tr>
<td>Major Maintenance</td>
<td></td>
<td></td>
<td>-</td>
<td>9,123,000</td>
<td>1,295,000</td>
<td>10,418,000</td>
<td>10,418,000</td>
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<td><strong>Total</strong></td>
<td></td>
<td></td>
<td><strong>$30,688,000</strong></td>
<td><strong>$50,366,000</strong></td>
<td><strong>-</strong></td>
<td><strong>$50,366,000</strong></td>
<td><strong>$1,140,000</strong></td>
<td><strong>$82,194,000</strong></td>
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</tbody>
</table>

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**Notes:**

1. Windsor Mill MS had $750,000 allocated in FY 02, which is included in the County funding total.
2. Systemic renovations include an additional $1.5 M per school for program renovations.
3. Only County projects impacted by program renovations are included.
BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: October 9, 2003

TO: BOARD OF EDUCATION

FROM: Dr. Joe A. Hairston, Superintendent

SUBJECT: Board Policy Revisions – Policy 4157 – Vacations

ORIGINATOR: J. Robert Haines, Deputy Superintendent, Business Services

RESOURCE PERSON(S): Randy Grimsley, Executive Director, Human Resources
Barbara Burnopp, Executive Director, Fiscal Services

RECOMMENDATION

That the Board of Education approves Revised Policy 4157

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Attachment I: Policy 4157
PERSONNEL: [Professional] TWELVE-MONTH EXEMPT EMPLOYEES

Absences, Leaves, Vacations, and Holidays: Vacations

[All Board of Education employees who are employed on a twelve-month basis and paid on the twelve-month professional salary schedule,] ALL TWELVE-MONTH EXEMPT EMPLOYEES shall be entitled to ACCRUE twenty (20) duty days [for] OF vacation EACH FISCAL YEAR. VACATION ACCRUALS WILL BE PRO-RATED BASED UPON THE EMPLOYEE’S FULL TIME EQUIVALENCY AND DATE OF APPOINTMENT TO THE TWELVE-MONTH EXEMPT POSITION. [The leave accounting year will be used for the purpose of calculating vacation credit.]
DATE: October 9, 2003

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Recommended Charter School and Rule 1600

ORIGINATOR: Christine Johns, Deputy Superintendent

RESOURCE PERSON(S): Phyllis Bailey, Executive Director, Special Programs, PreK-12
George Poff, Assistant to the Superintendent, Governmental Relations

RECOMMENDATION

That the Charter School Policy and Rule 1600 be submitted for first reading by the Board of Education.

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This is the first reading of the proposed policy prior to approval. The policy is aligned with the requirements of Senate Bill 75, Public Charter School Act of 2003.

Attachment I: Draft Board Policy 1600, Administration: Public Charter Schools
Attachment II: Policy Analysis, Board Policy 1600
Attachment III: Maryland Public Charter School Program Analysis
Attachment IV: Senate Bill 75, Public Charter School Act of 2003
ADMINISTRATION: PUBLIC CHARTER SCHOOLS

THE BOARD OF EDUCATION OF BALTIMORE COUNTY IN ACCORDANCE WITH TITLE 9 OF THE EDUCATION ARTICLE OF THE ANNOTATED CODE OF MARYLAND MAY GRANT A CHARTER FOR A “PUBLIC CHARTER SCHOOL.” THE PRIMARY PUBLIC CHARTERING AUTHORITY IN THE GRANTING OF SUCH CHARTER SHALL BE THE BALTIMORE COUNTY BOARD OF EDUCATION. A BALTIMORE COUNTY PUBLIC CHARTER SCHOOL SHALL ENDEAVOR TO REFLECT THE DIVERSITY OF THE SCHOOL SYSTEM AS A WHOLE. AS DEFINED BY THE BOARD OF EDUCATION, DIVERSITY INCLUDES RACIAL, ETHNIC, ECONOMIC, GENDER, AND SPECIAL NEEDS POPULATIONS.

THE SUPERINTENDENT SHALL ESTABLISH A PUBLIC CHARTER SCHOOL APPLICATION PROCESS. APPLICATIONS SHALL BE SUBMITTED TO THE SUPERINTENDENT AND/OR DESIGNEEN FOR REVIEW, COMMENT, AND RECOMMENDATION TO THE BOARD OF EDUCATION. THE SUPERINTENDENT SHALL RECOMMEND APPROVAL OR DENIAL OF THE APPLICATION TO THE BOARD OF EDUCATION. THE SUPERINTENDENT SHALL ESTABLISH CRITERIA WITH WHICH TO CONSIDER PROPOSALS FOR A PUBLIC CHARTER SCHOOL INCLUDING, BUT NOT LIMITED TO, ELEMENTS RELATED TO STUDENT ACHIEVEMENT, ACADEMIC PROGRAMS, RESOURCES, AND FISCAL MANAGEMENT.

THE SUPERINTENDENT SHALL APPLY BALTIMORE COUNTY PUBLIC SCHOOL CRITERIA FOR THE MANAGEMENT AND STUDENT PERFORMANCE RESULTS TO THE PUBLIC CHARTER SCHOOL. THE PUBLIC CHARTER SCHOOL SHALL CONDUCT ALL ASSESSMENTS REQUIRED FOR THE PUBLIC SCHOOLS IN BALTIMORE COUNTY. THE PUBLIC CHARTER SCHOOL SHALL BE EVALUATED ANNUALLY BASED ON STUDENT ACHIEVEMENT, FISCAL MANAGEMENT, AND OTHER CRITERIA PURSUANT TO ITS APPROVED APPLICATION AND THE TERMS AND CONDITIONS OF ITS CHARTER AS SPECIFIED IN THE CHARTER AGREEMENT.

THE PUBLIC CHARTER SCHOOL SHALL PRESENT TO THE BOARD OF EDUCATION AN ANNUAL RESULTS REPORT, INCLUDING STUDENT ACHIEVEMENT AND FISCAL ACCOUNTABILITY, AS DESCRIBED IN THE APPROVED CHARTER AGREEMENT. THE BOARD OF EDUCATION SHALL REQUIRE FINANCIAL, PROGRAMMATIC, AND/OR COMPLIANCE AUDITS CONSISTENT WITH FEDERAL, STATE, AND LOCAL LAW, PROCEDURES, AND POLICIES.

UPON REVOCATION, STUDENTS SHALL BE REASSIGNED PURSUANT TO BOARD OF EDUCATION POLICY AND PROCEDURES, AND RESOURCES PROVIDED BY THE SCHOOL SYSTEM SHALL REMAIN UNDER THE CONTROL OF THE BOARD OF EDUCATION.

LEGAL REFERENCES:

ANNOTATED CODE OF MARYLAND, EDUCATION ARTICLE PUBLIC CHARTER SCHOOL ACT OF 2003, SECTIONS 9-101—9-110 SECTIONS 4-205 (C); 6-401 (D); 6-501 (F)

SEE ALSO: POLICY 5150: STUDENTS: ENROLLMENT AND ATTENDANCE
BOARD OF EDUCATION OF BALTIMORE COUNTY
Policy Analysis for Proposed Policy and Rule 1600:
Administration: Public Charter Schools

Statement of Issues Addressed By the Proposed Policy

The development of a proposed Board Policy on Charter Schools is required by law of each school system to be adopted and transmitted to the State Board of Education by November 1, 2003. As indicated by Statute, Maryland Public Charter School Program (SB75 of 2003), the policy is required to address guidelines and procedures regarding:

I. Evaluation
II. Revocation of a Charter;
III. Reporting Requirements, and
IV. Financial, programmatic, or compliance audits of public charter schools.

Cost Analysis and Fiscal Impact on School System

The extent of the fiscal impact on the system has yet to be fully determined and will reflect the number of charter school applications submitted during a given year. Staff time will need to be dedicated to the processing and review of the charter applications.

Relationship to Other Board of Education Policies

A related policy as designated in the policy is Policy 5150: Students, Enrollment, and Attendance.

Legal Requirement

The legal references included in the policy and rule provide a state definition of a public charter school as defined by the State of Maryland, identification of the local Board of Education as the primary chartering authority, and procedures for supervision of the public charter schools.

Legal References:

Annotated code of Maryland, Education Article Public Charter School Act of 2003, Sections 9-101—9-110 Sections 4-205 (c); 6-401 (d); 6-501 (f)

Similar Polices Adopted by Other School Systems

Each local Board of Education must submit its public charter school policy to the State Board of Education by November 1, 2003. The State Department of Education created and disseminated to each local system model public charter school policy language, as described in the Maryland Public Charter Schools Model Policy and Resource Guide, August 2003.
Draft of Proposed Policy and Rule (see Exhibit Q)

Other Alternative Considered By Staff

None, in that a policy is required by Senate Bill 75, Public Charter School Act of 2003.
Maryland Public Charter School Program  
(SB 75 of 2003)  
Title 6

<table>
<thead>
<tr>
<th>STATUTE</th>
<th>DEFINITION</th>
</tr>
</thead>
<tbody>
<tr>
<td>§ 6-401(e)</td>
<td>Public school employer means a county board of education, the Baltimore City Board of School Commissioners</td>
</tr>
<tr>
<td>§ 6-501(g)(1)</td>
<td>Public school employer means the county board in each county</td>
</tr>
<tr>
<td>§ 6-501(g)(2)</td>
<td>Includes the Baltimore City Board of School Commissioners</td>
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</table>

Maryland Public Charter School Program  
Title 9

<table>
<thead>
<tr>
<th>STATUTE</th>
<th>DEFINITION</th>
</tr>
</thead>
<tbody>
<tr>
<td>§ 9-101 (A)(B)</td>
<td>There is a Maryland Public Charter School Program. The general purpose of the program is to establish an alternative means within the existing public school system in order to provide innovative learning opportunities and creative educational approaches to improve the education of students.</td>
</tr>
</tbody>
</table>
| § 9-102(1-13) | 1. In this title “Public Charter School” means a public school that: Is nonsectarian in all its programs, policies, and operations;  
2. Is a school to which parents choose to send their children;  
3. Is open to all students on a space available basis and admits students on a lottery basis if more students apply than can be accommodated;  
4. Is a new public school or a conversion of an existing public school;  
5. Provides a program of elementary or secondary education or both;  
6. Operates in pursuit of a specific set of educational objectives;  
7. Is tuition free;  
8. Is subject to Federal and State laws prohibiting discrimination;  
9. Is in compliance with all applicable health and safety laws;  
10. Is in compliance with § 9-107 of this title;  
11. Operates under the supervision of the public chartering authority from which its charter is granted and in accordance with its charter and, except as provided in § 9-106, the provisions of law and regulation governing other public schools;  
12. Requires students to be physically present on school premises for a period of time substantially similar to that which other public school students spend on school premises; and  
13. Is created in accordance with this title and the appropriate county board policy. |

Primary Chartering Authority

<table>
<thead>
<tr>
<th>STATUTE</th>
<th>DEFINITION</th>
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<tbody>
<tr>
<td>§ 9-103 (A)</td>
<td>The primary public chartering authority for the granting of a charter shall be a county board of education.</td>
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</tbody>
</table>
### Secondary Chartering Authority

| § 9-103 (B) | The secondary public chartering authority for the granting of a charter shall be the state board acting in its appeal review capacity or as the public chartering authority for a restructured school in accordance with § 9-104 (A) of this subtitle. |
Application Process

§ 9-104 (A)(1) An application to establish a public charter school shall be submitted to the county board of the county in which the charter school will be located.

§ 9-104 (A)(2)(I-IV) An application to establish a public charter school may be submitted to a county board by:
   I. The staff of a public school;
   II. A parent or guardian of a student who attends a public school in the county;
   III. A nonsectarian nonprofit entity;
   IV. A nonsectarian institution of higher education in the State; or
   V. Any combination of persons specified in items (1) through (IV).

§ 9-104 (A)(3)(I-III) A public chartering authority may not grant a charter under this title to:
   I. A private school;
   II. A parochial school; or
   III. A home school.

§ 9-104 (A)(4)(I)(II)(1-4)
   I. Except as provided in subparagraph (II) of the paragraph, the county board shall review the application and render a decision within 120 days of receipt of the application.
   II. For a restructured school:
      1. The county board shall review the application and render a decision within 30 days of receipt of the application;
      2. The county board may apply to the State Board for an extension of up to 15 days from the time limit imposed under item I of this subparagraph;
      3. If an extension is not granted, and 30 days have elapsed, the State Board may become a chartering authority; and
      4. If an extension has been granted, and 45 days have elapsed, the State Board may become a chartering authority.

§ 9-104 (B)(1) If the county board denies an application to establish a public charter school, the applicant may appeal the decision to the State Board, in accordance with §4-205(C) of this article.

§ 9-104 (B)(2) The State Board shall render a decision within 120 days of the filing of an appeal under this subsection.

§ 9-104 (B)(3) If the county board denies an application to establish a public charter school and the State Board reverses the decision, the State Board may direct the county board to grant a charter and shall mediate with the county board and the applicant to implement the charter.

Professional Staff

§ 9-105 A member of the professional staff of a public charter school shall hold the appropriate Maryland Certification.
### Compliance of Law and Regulation

| § 9-106 (A) | Subject to subsection (B) of this section, a public charter school shall comply with the provisions of law and regulation governing other public schools. |
| § 9-106 (B) | Subject to subsection (C) of this section, a waiver of the requirements under subsection (A) of this section may be sought through an appeal to the State Board. |
| § 9-106 (C)(1-3) | A waiver may not be granted from provisions of law or regulation relating to:  
1. audit requirements;  
2. the measurement of student academic achievement, including all assessments required for other public schools and other assessments mutually agreed upon by the public chartering authority and the school, or  
3. the health, safety, or civil rights of a student or an employee of the charter school. |

### Special Education

| § 9-107 (A) | A public chartering authority may not grant a charter to a public charter school whose operation would be inconsistent with any public policy initiative, court order, or Federal Improvement Plan governing special education that is applicable to the State. |
| § 9-107 (B) | A public chartering authority shall ensure that the authorizing process for a public charter school and the charter application address the roles and responsibilities of the county board and the applicants and operators of the public charter school with respect to children with disabilities. |
| § 9-107 (C) | The public chartering authority shall ensure that, prior to opening a public charter school, the operators of the school are informed of the human, fiscal, and organization capacity needed to fulfill the school’s responsibilities related to children with disabilities. |
## Employees/Collective Bargaining

| $9-108 (A) | Employees of a public charter school:  
1. Are public school employees, as defined in §§ 6-401(D) and 6-501(F) of this article;  
2. Are employees of a public school employer, as defined in §§ 6-401(E) and 6-501(G) of this article, in the county in which the public charter school is located; and  
3. Shall have the rights granted under Title 6, Subtitles 4 and 5 of this article. |
<table>
<thead>
<tr>
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<tbody>
<tr>
<td>$9-108 (B)</td>
<td>If a collective bargaining agreement under Title 6, subtitle 4 or 5 of this article is already in existence in the county where a public charter school is located, the employee organization and the public charter school may mutually agree to negotiate amendments to the existing agreement to address the needs of the particular public charter school.</td>
</tr>
</tbody>
</table>

## Funding

| $9-109 (A) | A county board shall disburse to a public charter school, an amount of county, state, and federal money for elementary, middle, and secondary students that is commensurate with the amount disbursed to other public schools in the local jurisdiction. |

## Educational Materials

| $9-109 (B) | The State Board or the county board may give surplus educational materials, supplies, furniture, and other equipment to a public charter school. |

## Policy Guidelines

<table>
<thead>
<tr>
<th>$9-110 (A)(1)</th>
<th>Each county board shall develop a public charter school policy and submit it to the State Board.</th>
</tr>
</thead>
</table>
| $9-109 (A)(2) | The policy required under paragraph (1) of this subsection shall include guidelines and procedures regarding:  
I Evaluation of public charter schools;  
II Revocation of a Charter;  
III Reporting Requirements; and  
IV Financial, programmatic, or compliance audits of public charter schools. |
| $9-109 (B) | The Department shall designate a staff person to function as a contact person for the Maryland Public Charter School Program. |
| SECTION 2 | The State Department of Education shall create and disseminate to each local board of education model public charter school policy language, which can be used to create a public charter school policy as required by this Act. Each local board of education shall submit its public charter school policy to the State Board of Education by November 1, 2003. |
### Evaluation of Program

| SECTION 3 | That on or before October 1, 2006, based on information gathered from each local board of education, the Board of School Commissioners of Baltimore City, and the public, the State Board of Education shall submit to the General Assembly, in accordance with §2-1246 of the State Government Article, a report including an evaluation of the public charter school program. The report shall address the advisability of the continuation, modification, expansion, or termination of the program. |

### Effective Date

| SECTION 4 | This Act shall take effect July 1, 2003. |
CHAPTER______

1 AN ACT concerning

Public Charter School Act of 2003

FOR the purpose of establishing the Maryland Public Charter School Program;
adding a certain definition; establishing certain authority in certain boards;
specifying certain charter school application requirements; prohibiting a county
board public chartering authority from granting a charter to certain schools;
requiring a county board to review an application to establish a charter school
and render a decision within a certain time period; establishing a certain
appeals process; requiring the State Board of Education to render a certain
decision within a certain time period; authorizing the State Board of Education
to direct a county board to grant a charter under certain circumstances and
requiring the State Board to mediate a certain decision; establishing a certain
certification requirement; requiring a public charter school to comply with
certain provisions of law; authorizing a public charter school to apply for a
certain waiver; prohibiting the granting of a waiver from certain provisions of
law; providing for certain bargaining rights for certain employees; providing for
the negotiation of certain amendments to certain collective bargaining agreements; requiring a county board to disburse a certain amount of money to a public charter school; authorizing certain boards to give educational materials, supplies, furniture, and other equipment to a public charter school; requiring county boards to develop a certain policy; establishing a certain liaison for the Program; requiring the State Department of Education to create and disseminate to each local board of education a certain model public charter school policy by a certain date; requiring the State Board of Education to submit a certain report on or before a certain date; defining certain terms; authorizing the State Board to act as the public chartering authority for restructured schools under certain circumstances; specifying certain procedures and requirements governing an application for a restructured school that seeks to become a charter school; specifying certain limitations and requirements for charter schools with regard to educational services for children with disabilities; requiring the State Board of Education to provide certain technical assistance to certain operators of charter schools; and generally relating to the Maryland Public Charter School Program.

BY repealing and reenacting, with without amendments,
Article - Education
Section 6-401(e) and 6-501(g)
Annotated Code of Maryland
(2001 Replacement Volume and 2002 Supplement)

BY adding to
Article - Education
Section 9-101 through 9-109, inclusive, to be under the new title "Title 9. Maryland Public Charter School Program"
Annotated Code of Maryland
(2001 Replacement Volume and 2002 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Education

6-401.
"Public school employer" means a county board of education or, the Baltimore City Board of School Commissioners, OR A PUBLIC CHARTER SCHOOL, AS DEFINED IN TITLE 9 OF THIS ARTICLE.

6-501.
"Public school employer" means the county board in each county, OR A PUBLIC CHARTER SCHOOL, AS DEFINED IN TITLE 9 OF THIS ARTICLE.
"Public school employer" includes the Baltimore City Board of School Commissioners.

TITLE 9. MARYLAND PUBLIC CHARTER SCHOOL PROGRAM.

9-101.

(A) THERE IS A MARYLAND PUBLIC CHARTER SCHOOL PROGRAM.

(B) THE GENERAL PURPOSE OF THE PROGRAM IS TO ESTABLISH AN ALTERNATIVE MEANS WITHIN THE EXISTING PUBLIC SCHOOL SYSTEM IN ORDER TO PROVIDE INNOVATIVE LEARNING OPPORTUNITIES AND CREATIVE EDUCATIONAL APPROACHES TO IMPROVE THE EDUCATION OF STUDENTS.

9-102.

IN THIS TITLE, "PUBLIC CHARTER SCHOOL" MEANS A PUBLIC SCHOOL THAT:

(1) IS NONSECTARIAN IN ALL ITS PROGRAMS, POLICIES, AND OPERATIONS;

(2) IS A SCHOOL TO WHICH PARENTS CHOOSE TO SEND THEIR CHILDREN;

(3) IS OPEN TO ALL STUDENTS ON A SPACE-AVAILABLE BASIS AND ADMITS STUDENTS ON A LOTTERY BASIS IF MORE STUDENTS APPLY THAN CAN BE ACCOMMODATED;

(4) IS A NEW PUBLIC SCHOOL OR A CONVERSION OF AN EXISTING PUBLIC SCHOOL;

(5) PROVIDES A PROGRAM OF ELEMENTARY OR SECONDARY EDUCATION OR BOTH;

(6) OPERATES IN PURSUIT OF A SPECIFIC SET OF EDUCATIONAL OBJECTIVES;

(7) IS TUITION-FREE;

(8) IS SUBJECT TO FEDERAL AND STATE LAWS PROHIBITING DISCRIMINATION;

(9) IS IN COMPLIANCE WITH ALL APPLICABLE HEALTH AND SAFETY LAWS; AND

(10) IS IN COMPLIANCE WITH THE REQUIREMENTS OF THE INDIVIDUALS...
WITH DISABILITIES ACT, 20 U.S.C. 1400 ET SEQ. § 9-107 OF THIS TITLE;

(11) OPERATES UNDER THE SUPERVISION OF THE PUBLIC CHARTERING AUTHORITY FROM WHICH ITS CHARTER IS GRANTED AND IN ACCORDANCE WITH ITS
CHARTER AND, EXCEPT AS PROVIDED IN § 9-106 OF THIS SUBTITLE, THE PROVISIONS
OF LAW AND REGULATION GOVERNING OTHER PUBLIC SCHOOLS;

(12) REQUIRES STUDENTS TO BE PHYSICALLY PRESENT ON SCHOOL
PREMISES FOR A PERIOD OF TIME SUBSTANTIALLY SIMILAR TO THAT WHICH OTHER
PUBLIC SCHOOL STUDENTS SPEND ON SCHOOL PREMISES; AND

(13) IS CREATED IN ACCORDANCE WITH THIS TITLE AND THE
APPROPRIATE COUNTY BOARD POLICY.

9-103.

(A) THE PRIMARY PUBLIC CHARTERING AUTHORITY FOR THE GRANTING OF
CHARTERS A CHARTER SHALL BE THE A COUNTY BOARDS BOARD OF EDUCATION.

(B) THE SECONDARY PUBLIC CHARTERING AUTHORITY FOR THE GRANTING
OF CHARTERS A CHARTER SHALL BE THE STATE BOARD ACTING IN ITS APPEAL
REVIEW CAPACITY OR AS THE PUBLIC CHARTERING AUTHORITY FOR A
RESTRUCTURED SCHOOL IN ACCORDANCE WITH § 9-104(A) OF THIS SUBTITLE.

(C) THE STATE BOARD MAY CREATE ADDITIONAL PUBLIC CHARTERING
AUTHORITIES.

9-104.

(A) (1) AN APPLICATION TO ESTABLISH A PUBLIC CHARTER SCHOOL SHALL
BE SUBMITTED TO THE COUNTY BOARD OF THE COUNTY IN WHICH THE CHARTER
SCHOOL WILL BE LOCATED.

(2) AN APPLICATION TO ESTABLISH A PUBLIC CHARTER SCHOOL MAY BE
SUBMITTED TO A COUNTY BOARD BY:

(I) THE STAFF OF A PUBLIC SCHOOL;

(II) A PARENT OR GUARDIAN OF A STUDENT WHO ATTENDS A
PUBLIC SCHOOL IN THE COUNTY;

(III) A NONSECTARIAN NONPROFIT ENTITY;

(IV) A NONSECTARIAN INSTITUTION OF HIGHER EDUCATION IN
THE STATE; OR

(V) ANY COMBINATION OF PERSONS SPECIFIED IN ITEMS (I)
THROUGH (IV) OF THIS PARAGRAPH.

(3) A COUNTY BOARD PUBLIC CHARTERING AUTHORITY MAY NOT
GRANT A CHARTER UNDER THIS TITLE TO:
(I) A PRIVATE SCHOOL;

(II) A PAROCHIAL SCHOOL; OR
(III) A HOME SCHOOL.

(4) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE COUNTY BOARD SHALL REVIEW THE APPLICATION AND RENDER A DECISION WITHIN 120 DAYS OF RECEIPT OF THE APPLICATION.

(II) FOR A RESTRUCTURED SCHOOL:

1. THE COUNTY BOARD SHALL REVIEW THE APPLICATION AND RENDER A DECISION WITHIN 30 DAYS OF RECEIPT OF THE APPLICATION;

2. THE COUNTY BOARD MAY APPLY TO THE STATE BOARD FOR AN EXTENSION OF UP TO 15 DAYS FROM THE TIME LIMIT IMPOSED UNDER ITEM 1 OF THIS SUBPARAGRAPH;

3. IF AN EXTENSION IS NOT GRANTED, AND 30 DAYS HAVE ELAPSED, THE STATE BOARD MAY BECOME A CHARTERING AUTHORITY; AND

4. IF AN EXTENSION HAS BEEN GRANTED, AND 45 DAYS HAVE ELAPSED, THE STATE BOARD MAY BECOME A CHARTERING AUTHORITY.

(1) IF THE COUNTY BOARD DENIES AN APPLICATION TO ESTABLISH A PUBLIC CHARTER SCHOOL, THE APPLICANT MAY APPEAL THE DECISION TO THE STATE BOARD, IN ACCORDANCE WITH § 4-205(C) OF THIS ARTICLE.

(2) THE STATE BOARD SHALL RENDER A DECISION WITHIN 120 DAYS OF THE FILING OF AN APPEAL UNDER THIS SUBSECTION.

(3) IF THE COUNTY BOARD DENIES AN APPLICATION TO ESTABLISH A PUBLIC CHARTER SCHOOL AND THE STATE BOARD REVERSES THE DECISION, THE STATE BOARD MAY DIRECT THE COUNTY BOARD TO GRANT A CHARTER AND SHALL MEDIATE WITH THE COUNTY BOARD AND THE APPLICANT TO IMPLEMENT THE CHARTER.

9-105.

A MEMBER OF THE PROFESSIONAL STAFF OF A PUBLIC CHARTER SCHOOL SHALL HOLD THE APPROPRIATE MARYLAND CERTIFICATION.

9-106.

(A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, A PUBLIC CHARTER SCHOOL SHALL COMPLY WITH THE PROVISIONS OF LAW AND REGULATION GOVERNING OTHER PUBLIC SCHOOLS.

(B) SUBJECT TO SUBSECTION (C) OF THIS SECTION, A WAIVER OF THE
REQUIREMENTS UNDER SUBSECTION (A) OF THIS SECTION MAY BE SOUGHT THROUGH AN APPEAL TO THE STATE BOARD.

(C) A WAIVER MAY NOT BE GRANTED FROM PROVISIONS OF LAW OR REGULATION RELATING TO:
SENATE BILL 75

1 (1) AUDIT REQUIREMENTS:

2 (2) THE MEASUREMENT OF STUDENT ACADEMIC ACHIEVEMENT,
3 INCLUDING ALL ASSESSMENTS REQUIRED FOR OTHER PUBLIC SCHOOLS AND OTHER
4 ASSESSMENTS MUTUALLY AGREED UPON BY THE PUBLIC CHARTERING AUTHORITY
5 AND THE SCHOOL; OR

6 (3) THE HEALTH, SAFETY, OR CIVIL RIGHTS OF A STUDENT OR AN
7 EMPLOYEE OF THE CHARTER SCHOOL.

8 9-107.

9 (A) A PUBLIC CHARTERING AUTHORITY MAY NOT GRANT A CHARTER TO A
10 PUBLIC CHARTER SCHOOL WHOSE OPERATION WOULD BE INCONSISTENT WITH ANY
11 PUBLIC POLICY INITIATIVE, COURT ORDER, OR FEDERAL IMPROVEMENT PLAN
12 GOVERNING SPECIAL EDUCATION THAT IS APPLICABLE TO THE STATE.

13 (B) A PUBLIC CHARTERING AUTHORITY SHALL ENSURE THAT THE
14 AUTHORIZING PROCESS FOR A PUBLIC CHARTER SCHOOL AND THE CHARTER
15 APPLICATION ADDRESS THE ROLES AND RESPONSIBILITIES OF THE COUNTY BOARD
16 AND THE APPLICANTS AND OPERATORS OF THE PUBLIC CHARTER SCHOOL WITH
17 RESPECT TO CHILDREN WITH DISABILITIES.

18 (C) THE PUBLIC CHARTERING AUTHORITY SHALL ENSURE THAT, PRIOR TO
19 OPENING A PUBLIC CHARTER SCHOOL, THE OPERATORS OF THE SCHOOL ARE
20 INFORMED OF THE HUMAN, FISCAL, AND ORGANIZATIONAL CAPACITY NEEDED TO
21 FULFILL THE SCHOOL’S RESPONSIBILITIES RELATED TO CHILDREN WITH
22 DISABILITIES.

23 (D) THE STATE BOARD SHALL PROVIDE TECHNICAL ASSISTANCE TO THE
24 OPERATORS OF A PUBLIC CHARTER SCHOOL TO HELP THE SCHOOL MEET THE

27 9-107, 9-108.

28 (A) EMPLOYEES OF A PUBLIC CHARTER SCHOOL:

29 (1) ARE PUBLIC SCHOOL EMPLOYEES, AS DEFINED IN §§ 6-401(D) AND
30 6-501(F) OF THIS ARTICLE;

31 (2) ARE EMPLOYEES OF A PUBLIC SCHOOL EMPLOYER, AS DEFINED IN §§
32 6-401(E) AND 6-501(G) OF THIS ARTICLE, IN THE COUNTY IN WHICH THE PUBLIC
33 CHARTER SCHOOL IS LOCATED; AND

34 (3) SHALL HAVE THE RIGHTS GRANTED UNDER TITLE 6, SUBTITLES 4
AND 5 OF THIS ARTICLE.

(B) IF A COLLECTIVE BARGAINING AGREEMENT UNDER TITLE 6, SUBTITLE 4 OR 5 OF THIS ARTICLE IS ALREADY IN EXISTENCE IN THE COUNTY WHERE A PUBLIC
SENATE BILL 75

1 CHARTER SCHOOL IS LOCATED, THE EMPLOYEE ORGANIZATION AND THE PUBLIC
2 CHARTER SCHOOL MAY MUTUALLY AGREE TO NEGOTIATE AMENDMENTS TO THE
3 EXISTING AGREEMENT TO ADDRESS THE NEEDS OF THE PARTICULAR PUBLIC
4 CHARTER SCHOOL.


6 (A) A COUNTY BOARD SHALL DISBURSE TO A PUBLIC CHARTER SCHOOL AN
7 AMOUNT OF COUNTY, STATE, AND FEDERAL MONEY FOR ELEMENTARY, MIDDLE,
8 AND SECONDARY STUDENTS THAT IS COMMENSURATE WITH THE AMOUNT DISBURSED
9 TO OTHER PUBLIC SCHOOLS IN THE LOCAL JURISDICTION.

10 (B) THE STATE BOARD OR THE COUNTY BOARD MAY GIVE SURPLUS
11 EDUCATIONAL MATERIALS, SUPPLIES, FURNITURE, AND OTHER EQUIPMENT TO A
12 PUBLIC CHARTER SCHOOL.

13 9-109, 9-110.

14 (A) (1) EACH COUNTY BOARD SHALL DEVELOP A PUBLIC CHARTER SCHOOL
15 POLICY AND SUBMIT IT TO THE STATE BOARD.

16 (2) THE POLICY REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION
17 SHALL INCLUDE GUIDELINES AND PROCEDURES REGARDING:

18 (I) EVALUATION OF PUBLIC CHARTER SCHOOLS;
19 (II) REVOCATION OF A CHARTER;
20 (III) REPORTING REQUIREMENTS; AND
21 (IV) FINANCIAL, PROGRAMMATIC, OR COMPLIANCE AUDITS OF
22 PUBLIC CHARTER SCHOOLS.

23 (B) THE DEPARTMENT SHALL DESIGNATE A STAFF PERSON TO FUNCTION AS
24 A CONTACT PERSON FOR THE MARYLAND PUBLIC CHARTER SCHOOL PROGRAM.

25 SECTION 2. AND BE IT FURTHER ENACTED, That the State Department
26 of Education shall create and disseminate to each local board of education model
27 public charter school policy language which can be used to create a public charter
28 school policy as required by this Act. Each local board of education shall submit its
29 public charter school policy to the State Board of Education by November 1, 2003.

30 SECTION 3. AND BE IT FURTHER ENACTED, That on or before October 1,
31 2006, based on information gathered from each local board of education, the Board of
32 School Commissioners of Baltimore City, and the public, the State Board of Education
shall submit to the General Assembly, in accordance with § 2-1246 of the State Government Article, a report including an evaluation of the public charter school program. The report shall address the advisability of the continuation, modification, expansion, or termination of the program.
SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect October July 1, 2003.
Baltimore County Public Schools
Towson, Maryland 21204

October 9, 2003

Retirements

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
<th>School/Office</th>
<th>Yrs. of Service</th>
<th>Effective Date</th>
</tr>
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<tbody>
<tr>
<td>Gail Margolis</td>
<td>Teacher</td>
<td>Arbutus Elem.</td>
<td>30.0</td>
<td>7-1-03</td>
</tr>
<tr>
<td>Arlene Scherr</td>
<td>Teacher</td>
<td>Pikesville Middle</td>
<td>12.0</td>
<td>7-1-03</td>
</tr>
<tr>
<td>Donna Walker</td>
<td>Teacher</td>
<td>Dumbarton Middle</td>
<td>31.0</td>
<td>8-1-03</td>
</tr>
</tbody>
</table>

As of 9/17/03
BALTIMORE COUNTY PUBLIC SCHOOLS
TOWSON, MARYLAND 21204

October 9, 2003

RESIGNATIONS

ELEMENTARY – 7

Deep Creek Elementary School
Suzann DaCosta, 06/30/03, 6.0 yrs.

Harford Hills Elementary School
Sharon L. Bateman, 09/15/03, 3 weeks

Pleasant Plains Elementary School
Keith O’Connor, 06/30/03, 2.0 yrs.

Riderwood Elementary School
Paula B. Mainolfi, 06/30/03, 11.0 yrs.

Ridge/Ruxton School
Maridonna M. Beltran, 06/30/03, 13.0 yrs.

Sandy Plains Elementary School
Veena L. Mootoo, 06/30/03, 4.5 yrs.

Winfield Elementary School
Margaret M. Ulle, 06/30/03, 4.0 mos.

SECONDARY - 19

Catonsville High School
Lori M. Leal-Johnson, 06/30/03, 4.2 yrs.

Catonsville Middle School
Alexander P. Gerus, 06/30/03, 14.0 yrs.
Aida I. Ramirez, 09/12/03, 3 weeks

Chesapeake High School
Jacqueline J. Bradley, 06/30/03, 4.0 yrs.

Deep Creek Middle School
Michele M. Ewers, 06/30/03, 4.0 yrs.

Dundalk High School
Louis A. Cirelli, 06/30/03, 2.0 yrs.

Dundalk Middle School
Kimberly J. Hoyle, 06/30/03, 2.0 yrs.

Golden Ring Middle School
Pamela A. Armstrong, 09/14/03, 1.1 yr.

Holabird Middle School
Shannon J. Boyd, 06/30/03, 7.0 yrs.
Julie M. Gwiazdowski, 09/03/03, 13 days

Inverness Center
Janel P. Lewis, 06/30/03, 1.0 yr.

Meadowood Education Center
Shaun A. Connacher, 06/30/03, 3.0 yrs.

Old Court Middle School
Lisa A. Frosolone, 06/30/03, 2.0 yrs.

Pikesville Middle School
Anthony Knox, 09/26/03, 9.1 yrs.
Vanessa C. Peach, 09/04/03, 14 days

Randallstown High School
Michael B. Williams, 09/26/03, 3.1 yrs.

Sollers Point Technical High School
Malcolm D. Allman, 06/30/03, 14.0 yrs.

Sparrows Point High School
Julie A. Halick, 09/19/93, 5 weeks

Woodlawn Middle School
Deborah S. Cohen, 06/30/03, 22.0 yrs.

AMENDED (Board Agenda September 9, 2003)

Cockeysville Middle School
Fran B. DiLella, 08/29/03, 11.0 yrs.
(Change of Years of Service)

SEPARATIONS FROM LEAVE – 4

Marsha Blumberg, granted Unusual or Imperative Leave, 09/01/01-09/04/03, resigning 09/03/03, 17.0 yrs. (Office Assistant)
Mary Cline, granted Unusual or Imperative Leave, 03/14/03-08/26/03, resigning 08/26/03, 2.0 yrs. (Cafeteria Worker)
Erin M. Howell, granted Child Rearing Leave, 05/11/02-06/30/03, resigning 06/30/03, 6.0 yrs.
Stephanie T. McKew, granted Unusual or Imperative Leave, 10/01/02-08/27/03, resigning 08/27/03, 8.0 yrs.
Baltimore County Public Schools
Towson, Maryland 21204

October 9, 2003

Leaves

Child Rearing Leaves

Stephanie Hewitt Querna – Battle Monument School
Effective November 11, 2003 through June 30, 2005

Keri Sellerberg Weber – Cockeysville Middle School
Effective November 18, 2003 through June 30, 2005

Brandy Bauer Widzbor – Dundalk High School
Effective December 30, 2003 through June 30, 2004

Educational Leave

Carol Bungay – Maiden Choice School (Instructional Assistant)
Effective August 18, 2003 through December 15, 2003

Extended Unusual or Imperative Leave

Michelle Flory – Formerly Battle Monument (Instructional Assistant)
Effective August 27, 2003 through August 27, 2004

Dorothy Kolb – Formerly Sparrows Point Middle School (Instructional Assistant)
Effective August 25, 2004 through August 25, 2004
The Board gratefully acknowledges the service of the employee listed below:

**THOMAS A. SINIBALDI**  
School Bus Driver  
Providence Road Bus Lot  
August 23, 2003

**ALVENIA D. WILSON**  
Building Service Worker  
Arbutus Middle School  
August 29, 2003
Baltimore County Public Schools

Date: September 25, 2003

To: Board of Education

From: Dr. J. Hairston, Superintendent

Subject: New Advisory Council Member – Northwest Advisory Council

Originator: Dr. H. Scott Gehring

Resource Person (s):

Recommendation

That Clifford J. Collins, III be appointed as a member to the Northwest Advisory Council.

*****

Clifford J. Collins, III has been recommended by the Northwest Advisory Council to serve as a member on the Council.
Baltimore County Public Schools

Date: September 25, 2003

To: Board of Education

From: Dr. J. Hairston, Superintendent

Subject: New Advisory Council Member – Northwest Advisory Council

Originator: Dr. H. Scott Gehring

Resource Person (s):

Recommendation

That Linda A. Richardson be appointed as a member to the Northwest Advisory Council.

*****

Linda A. Richardson has been recommended by the Northwest Advisory Council to serve as a member on the Council.
Recommendation

That Amanda Rothberg be appointed as a student member to the Northwest Advisory Council.

*****

Amanda Rothberg has been recommended by the Northwest Advisory Council to serve as a student member on the Council.
Recommendation

That Jonathan Snyder be appointed as a student member to the Northwest Advisory Council.

****

Jonathan Snyder has been recommended by the Northwest Advisory Council to serve as a student member on the Council.
Date: September 25, 2003

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: New Advisory Council Member – Northwest Advisory Council

ORIGINATOR: Dr. H. Scott Gehring

RESOURCE PERSON (S):

Recommendation

That Arvis Tucker be appointed as a member to the Northwest Advisory Council.

*****

Arvis Tucker has been recommended by the Northwest Advisory Council to serve as a member on the Council.
Baltimore County Public Schools

Date: October 9, 2003

To: Board of Education

From: Dr. Joe A. Hairston, Superintendent

Title: Appointments and Assignments 2003 – 2004

Originator: J. Robert Haines, Deputy Superintendent Business Services

Resource Staff: Christine Johns, Deputy Superintendent of Curriculum and Instruction, Merle Audette, Chief of Staff, Dr. Scott Gehring, Ann Glazer, William Lawrence, Dr. Richard Milbourne, and Dr. Kim Whitehead, Executive Directors of Schools, Randy Grimsley, Executive Director of Human Resources, and David Evans, Acting Director of Personnel

Recommendation
That the Appointments for 2003 – 2004 in Appendix I be approved.

*****

DOP: 10/10/2003
RECOMMENDED APPOINTMENTS

<table>
<thead>
<tr>
<th>NAME</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>ELIZABETH K. NEVILLE</td>
<td>Teacher/Special Education</td>
<td>Coordinator of Related Services</td>
</tr>
<tr>
<td>(Effective October 10, 2003)</td>
<td>Pine Grove Middle School</td>
<td>Department of Federal and State Programs – Special Education</td>
</tr>
</tbody>
</table>

(Replacing Ann-Marie Spakowski, resigned)
BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: October 9, 2003

TO: BOARD OF EDUCATION

FROM: Joe A. Hairston, Superintendent

SUBJECT: Recommendations for Award of Contracts

ORIGINATOR: J. Robert Haines, Deputy Superintendent, Business Services

RESOURCE PERSON(S): Patrick Fannon, Controller; Rick Gay, Purchasing Manager

RECOMMENDATION

That the Board of Education approves the following contract recommendations.

*****

See the attached list of contract recommendations presented for consideration by the Board of Education of Baltimore County.

RLG/caf

Appendix I – Recommendations for Award of Contracts – Board Exhibit
Recommendations for Award of Contracts
Board Exhibit – October 9, 2003

The following contract recommendations are presented for consideration by the Board of Education of Baltimore County.

1. **Contract:** Document Printing System Lease
   **Bid #:** PCR-235-04, GSA Contract GS-25F-0062L

   **Term:** 5 year  
   **Extensions:** 0  
   **Contract Ending Date:** 10/08 (tentative)

   **Estimated annual award Value:** $71,206  
   **Estimated total award value:** $356,030

   **Bid issued:** Contract established 10/1/01, effective through 9/30/06  
   **Pre-bid meeting date:** N/A  
   **Due Date:** N/A  
   **No. of vendors issued to:** N/A  
   **No. of bids received:** N/A  
   **No. of no-bids received:** N/A

   **Description:**

   Under Section 5-112, Paragraph (3) of the Education Article of the Annotated Code of Maryland, and stipulated through the Federal Property and Administrative Services Act, amended Section 211 of the E-Government Act of 2002 (Pub. L. 07-347), BCPS requests approval to procure, from the GSA Federal Supply Schedule GS-25F-0062L, for the lease of one Xerox Docutech 6115 Production Publisher. Costs shown include 6,000,000 impressions per year, color scanning, square-fold finishing features, supplies, and maintenance. The addition of this machine will increase print shop capacity to 511 pages per minute (ppm). Capacity had been 300 ppm as of July, 2003, and was increased to 400 ppm in August, 2003, when the Board approved direct replacement of existing equipment. This equipment upgrade is part of the overall plan to shift BCPS reproduction from being predominately site-based to Print Shop-based, to centralize the creation of instructional media (print and CD-Rom), and to eliminate outsource printing.

**Recommendation:**
Award of contract is recommended to:

   Xerox Corporation, Towson, MD

   **Responsible school or office:** Office of Copy and Print Services

   **Contact Person:** Don Dent

   **Funding Source:** Operating budget of the Office of Copy and Print Services
2. Contract: Printing: Science Lab Manuals, Reassignment
   Contract #: RFP #: JCO-417-03

   Term: 120 days    Extensions: 0    Contract Ending Date: 12/03/03 (tentative)
   Estimated total award value: $21,299

   Bid issued: February 6, 2003
   Pre-bid meeting date: February 19, 2003
   Bid due date: February 28, 2003
   No. of vendors issued to: 32
   No. of bids received: 10
   No. of no-bids received: 2
   No. of non-responsive: 0

Description:

On April 22, 2003, the Board of Education approved the award of contract for the printing of the science lab manuals to Reproductions, Inc., of Gaithersburg, MD, for the amount of $20,861. On August 11, 2003, Reproductions, Inc., notified Baltimore County Public Schools that they were no longer in business. Therefore, the next lowest bidder meeting all specifications was contacted to see if they would honor their bid proposal of February 28, 2003.

Victor Graphics, Inc., Baltimore, MD, has agreed to honor their proposal to print the science lab manuals. There is a total of seven lab manuals (various titles) for printing and delivery to Distribution Services. The manuals will be delivered to Distribution Services for distribution to middle and high schools. The Offices of Science and Purchasing are recommending approval of the reassignment of the contract to Victor Graphics, Inc.

Recommendations:

Award of contract is recommended to:

   Victor Graphics, Inc., Baltimore, MD

Responsible school or office: Office of Science
Contact Person: George Newberry
Funding Source: The operating budget of the Office of Science
3. **Contract:** Supplies Contract: Tennis Court and Running Track Repair Materials  
   **Contract #:** JMI-610-04  
   **Term:** 3 years  
   **Extensions:** up to 12 months  
   **Contract Ending Date:** 10/31/07 (tentative)  
   **Estimated annual award Value:** $40,000  
   **Estimated total award value:** $160,000  
   **Bid issued:** August 14, 2003  
   **Pre-bid meeting date:** August 26, 2003  
   **Due Date:** September 5, 2003  
   **No. of vendors issued to:** 17  
   **No. of bids received:** 1  
   **No. of no-bids received:** 3  

**Description:**  
The Office of Purchasing will issue, if approved, an indefinite-quantity contract for tennis court and running track repair materials. BCPS’ grounds’ representatives will order the material on an as-needed basis for direct delivery or pickup.

**Recommendation:**  
Award of contract is recommended to:  

    Sealmaster, Inc., Cockeysville, MD  

**Responsible school or office:** Division of Physical Facilities, Grounds Services  
**Contact Person:** Dennis Elkins or Roland Nickoles  
**Funding Source:** Operating budget Grounds Services
DATE: October 9, 2003
TO: BOARD OF EDUCATION
FROM: Dr. J. Hairston, Superintendent
SUBJECT: Award of Contract – Reroofing Project at Arbutus Middle School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director
Department of Physical Facilities
Cornell S. Brown, Administrator
Office of Comprehensive Maintenance and Construction
MacArthur Chavis, Project Administrator, Supervisor
Office of Comprehensive Maintenance and Construction

RECOMMENDATION

That the Board of Education approves an award of contract.

*****

Award of Contract – Reroofing Project at Arbutus Middle School.

Appendix I – Recommendation for Award of Contract
Recommendation for Award of Contract
Reroofing Project at Arbutus Middle School
October 9, 2003

On August 21, 2003, twelve (12) bids were received for the reroofing project at Arbutus Middle School - Bid #RHA-303-04. This project consists of replacing the existing roofing system with a new four-ply, built-up roofing system. A summary of the bids received is attached. Based on the bids received, the Department of Physical Facilities recommends an award of contract to Top Construction Company, Inc., the lowest responsive bidder, in the amount of $588,750.00.

At this time, we also request approval of a 10% Change Order Allocation in the amount of $58,875.00 to cover any unforeseen conditions and minor changes to the contract, to be authorized and approved by the Building Committee in accordance with Board Policy.

Funding for this project is available in Capital Budget Project #671 - Roof Rehabilitation.

APPROVED:

Donald F. Krenzel, Ph.D.
Executive Director
Baltimore County Public Schools  
Arbutus Middle School – Reroofing Project  
Bid Number: RHA-303-04  
Bid Due Date: August 21, 2003

<table>
<thead>
<tr>
<th>BIDDERS’ NAMES</th>
<th>BASE BID PRICE</th>
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<tbody>
<tr>
<td>TOP CONSTRUCTION COMPANY, INC</td>
<td>$588,750.00</td>
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<tr>
<td>PHOENIX CONTRACTING SERVICES, INC</td>
<td>$635,350.00</td>
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<tr>
<td>CITIROOF CORPORATION</td>
<td>$668,800.00</td>
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<tr>
<td>PANeko CONSTRUCTION, INC.</td>
<td>$671,000.00</td>
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<tr>
<td>K I CONSTRUCTION COMPANY, INC.</td>
<td>$673,000.00</td>
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<tr>
<td>INTERSTATE CORPORATION</td>
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<td>ALLIANCE ROOF &amp; SHEET METAL, INC.</td>
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<td>ROOFERS INCORPORATED</td>
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<td>BROTHERS CONSTRUCTION COMPANY, INC.</td>
<td>$720,000.00</td>
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<tr>
<td>SIMPSON OF MARYLAND, INC.</td>
<td>$725,000.00</td>
</tr>
<tr>
<td>VATICA CONTRACTING INC.</td>
<td>$733,500.00</td>
</tr>
<tr>
<td>COLE ROOFING COMPANY, INC.</td>
<td>$779,856.00</td>
</tr>
</tbody>
</table>
DATE: October 9, 2003

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Request for Change Order – Design Services for Systemic Renovations at Stemmers Run Middle School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director
Department of Physical Facilities
Richard Cassell, P.E., Administrator
Office of Engineering and Construction
E. Phillip Schied, P.E., Program Manager
Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a change order.

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Request for Change Order – Design Services for Systemic Renovations at Stemmers Run Middle School.

Appendix I – Recommendation of approval of a Change Order
Appendix I

Recommendation of Approval of a Change Order
Design Services for Systemic Renovations at Stemmers Run Middle School
October 9, 2003

On February 12, 2002, the Board of Education approved a fee acceptance with Siegel, Rutherford, Bradstock, and Ridgeway, Inc. to provide the design services associated with the systemic renovations at Stemmers Run Middle School. Preliminary construction documents for this project have been prepared and submitted to the State for review and comment. The Department of Physical Facilities has reviewed the drawings and developed several value-engineered suggestions for the design engineer. The first suggestion is to change from horizontal unit ventilators to vertical unit ventilators in each classroom. The vertical units eliminate the need to cut louvers through the existing masonry walls and will greatly speed construction of the project. The second suggestion is to provide a design for a total hot water powered system versus the partial steam and hot water system adopted in the initial scope.

Siegel, Rutherford, Bradstock, and Ridgeway, Inc. has submitted a proposal to the Department of Physical Facilities for the additional design fees associated with incorporating these suggested scope changes. This proposal has been reviewed by our in-house engineering staff and found reasonable. At this time, the Department of Physical Facilities requests approval of a change order in the amount of $18,200.00 with Siegel, Rutherford, Bradstock, and Ridgeway, Inc. for additional design services associated with systemic renovations at Stemmers Run Middle School.

Funding for these additional services is available from Capital Budget Project #665 – Major Maintenance.

APPROVED:

[Signature]
Donald F. Krempel, Ph.D.
Executive Director
DATE: October 9, 2003

TO: BOARD OF EDUCATION

FROM: Dr. Joe A. Hairston, Superintendent

SUBJECT: Board Policy Revisions – Rule 4157 – Vacations

ORIGINATOR: J. Robert Haines, Deputy Superintendent, Business Services

RESOURCE PERSON(S): Randy Grimsley, Executive Director, Human Resources
Barbara Burnopp, Executive Director, Fiscal Services

INFORMATION

Changes are: Newly appointed 12 month employee receives 5 days of vacation if the appointment is from September 1 to the close of school or from August 1 to September 1. If the appointment is from the close of school to July 31, he receives 10 days of vacation.

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Attachment I:  Rule 4157
PERSONNEL: [Professional] TWELVE-MONTH EXEMPT EMPLOYEES

Absences, Leaves, Vacations, and Holidays: 

**Vacations**

1. In determining vacation schedules, every effort shall be made to comply with the [wishes of the employee] EMPLOYEE’S REQUEST; HOWEVER, WHEN THERE IS A CONFLICT BETWEEN EMPLOYEE WORK SCHEDULES AND AN INDIVIDUAL EMPLOYEE’S REQUEST, WORK SCHEDULES WILL TAKE PRECEDENCE. [It must be recognized, however, that work schedules must be met, and when there is a conflict between work schedule and desired vacation schedule, the former will be dominant.] Vacation REQUESTS must be [requested] SUBMITTED in advance [and approved] FOR APPROVAL by the appropriate administrator.

2. [Vacation days normally shall be utilized by September 1, following the close of the leave accounting year in which they are earned.

Exceptions:

a. Convenience of the Employee – With approval of the appropriate division head or assistant superintendent, an employee may accumulate a maximum of ten (10) of his/her twenty (20) vacation days to be added to that vacation earned in subsequent years in order to take a vacation of more than twenty (20) days in one (1) leave accounting year.

b. Convenience of the Employer – When the professional responsibilities of an employee make it impractical for him/her to use all his/her vacation time prior to September 1, following the end of the leave accounting year in which it was earned, permission may be granted to use the time after said date, with the approval of the division head or assistant superintendent.]

[3.] 2. A vacation in excess of twenty (20) days in one (1) [leave accounting] FISCAL year requires the [accumulation of the additional days, plus] approval of the EMPLOYEE’S division head [or assistant superintendent]. Normally, an extended vacation shall be limited to thirty (30) days. Under unusual circumstances, the Superintendent of Schools may grant permission for a vacation in excess of thirty (30) days, to a maximum of [forty (40)] FORTY-FIVE (45) days, in order to make it possible for [an] THE employee to pursue a special project or to take a trip of such duration.

[4. Necessary time shall be granted to professional employees who attend summer school to renew their certificates, and that time will not be charged against the individual’s

ALL CAPS indicate new material. 2
Brackets [ ] indicated deleted material.
vacation period. If the professional employee wishes to attend summer school for reasons other than certificate renewal, he/she must receive approval of the Superintendent of Schools and his/her vacation period will be reduced to ten (10) days.]

[5.] 3. At the time of [termination] SEPARATION, an employee shall be paid for [the vacation time earned during the current leave accounting year, plus] ALL [approved] accumulated vacation time.

[6.] 4. An employee who becomes seriously ill while on vacation may have his/her vacation extended or take vacation at a later date. A serious illness is one that requires hospitalization or is of a prolonged nature. This illness must be confirmed by the attending physician. THE CONFIRMED ABSENCE WILL BE CHARGED TO THE EMPLOYEE’S ACCUMULATED SICK LEAVE.

[7.] 5. An employee who, while on vacation, has a death in the immediate family, or of a close relative, may have his/her vacation extended or take vacation at a later date. THE CONFIRMED ABSENCE, UP TO THE PRESCRIBED LIMITS, WILL BE CHARGED TO THE EMPLOYEE’S BEREAVEMENT LEAVE.

[8.] 6. Any situations not covered by this vacation policy will be given consideration on an individual basis by the Superintendent of Schools.

[9.] 7. Twelve-month employees new to the system shall receive only those vacation days accrued.

[10.] 8. A ten-month employee who is [transferred] APPOINTED to a twelve-month position FROM [sometime during the period of] September 1 to the close[ing] of school OR FROM AUGUST 1 TO SEPTEMBER 1 shall [receive credit for vacation accrual for the months of September to his/her date of appointment to the twelve-month position. Vacation credit will be granted for each biweekly pay period in which he/she qualified. Vacation days shall be accrued at the prescribed rate beginning at the time of the transfer to the twelve-month position.] ACCRUE VACATION AT THE PRESCRIBED RATE BEGINNING AT THE TIME OF THE APPOINTMENT TO THE TWELVE-MONTH POSITION. AT THE TIME OF THE EMPLOYEE’S APPOINTMENT TO THE TWELVE-MONTH POSITION, THE EMPLOYEE WILL BE PROVIDED FIVE (5) DAYS OF VACATION.

[11.] 9. A ten-month employee who is [transferred] APPOINTED to a twelve-month position [sometime during the period] from the close[ing] of school to July 31 shall [receive credit for vacation accrued for the months September through June. Vacation credit will be granted for each biweekly pay period in which he/she qualified. The
difference in duty days in June for a twelve-month employee and the transferred ten-month employee shall be deducted as used vacation. Vacation days shall be accrued at the prescribed rate beginning at the time of the transfer to the twelve-month position. ACCRUE VACATION AT THE PRESCRIBED RATE BEGINNING AT THE TIME OF THE APPOINTMENT TO THE TWELVE-MONTH POSITION. AT THE TIME OF THE EMPLOYEE’S APPOINTMENT TO THE TWELVE-MONTH POSITION, THE EMPLOYEE WILL BE PROVIDED TEN (10) DAYS OF VACATION.

[12. A ten-month employee receives no vacation days for the previous year if the transfer is effective in August. Vacation days shall be accrued at the prescribed rate beginning at the time of transfer to the twelve-month position.]

Rule
Approved: 6/13/74
Revised: 3/25/93
Revised: ______ Superintendent of Schools
Local School System Request
Teacher Quality Waiver in Title I Schools – School Year 2003-2004
Section 1119(a)(1) of the Elementary and Secondary Education Act, as amended by the
No Child Left Behind Act (P.L. 107-110)
Education Flexibility Partnership Act of 1999 (PL 106-25)
Maryland State Department of Education

A. Certification

Local School System: Baltimore County Public Schools

Superintendent/Chief Executive Officer: Dr. Joe A. Hairston

I HEREBY CERTIFY that, to the best of my knowledge, the information contained in this waiver request is correct and complete. We have developed this Ed-Flex waiver request in consultation with administrators, teachers, parents, and community members, where applicable. We will monitor the recruitment activities of each Title I school for which a Teacher Quality Waiver is requested to ensure that by the beginning of the 2004-2005 school year all newly hired teachers in each Title I school(s) are highly qualified.

Superintendent’s/Chief Executive Officer’s Signature __________________________  Date Signed ________________________

B. Local School System Information

Local School System Contact Person:

Name: Randall D. Grimsley

Title: Executive Director of Human Resources

Address: 6901 N. Charles St.
Towson, MD 21204

Telephone: 410-887-4301  E-Mail: rgrimsley@bcps.org
Fax: 410-769-9297

Public comments regarding the waiver are invited. Please forward all such comments to the fax number or e-mail address above prior to the October 9, 2003 Board of Education meeting.
1. Discuss how the school system is monitoring each Title I school to ensure that all “new hires” meet the highly qualified requirements under No Child Left Behind?

Introduction:
Prior to hiring teacher candidates, personnel officers in the Office of Personnel who are responsible for the recruiting of candidates, create application files containing transcripts, resumes, references, testing and certification. The personnel officer in the Office of Certification establishes a database of highly qualified, as well as, non-highly qualified candidates. It is from this list of highly qualified applicants that personnel officers refer candidates to the principals of Title I schools.

a) The Department of Human Resources is committed to fulfilling the Superintendent’s directives that all Title I schools be staffed with highly qualified teachers.

b) During the summer the Office of Certification, Department of Human Resources previews the file of each new hire in order to determine each new hire’s status with respect to being “highly qualified”. Any new teacher who is identified as not “highly qualified” is presented with a plan to achieve “highly qualified” status. An informational letter is given to each explaining the requirements that must be met and the time frame for meeting them. During the mandatory New Hire Orientation meetings held during the summer months, new hires have an opportunity to ask questions of clarification regarding the review of their credentials that has been completed. Copies of the informational letters are sent to the new hires’ administrators.

c) The Office of Certification maintains a spreadsheet that summarizes the needs of each “non-highly qualified” teacher and monitors each teacher’s progress toward completing the requirements.

d) During the fall months the Office of Certification is in close contact with the new hires who need to take qualifying tests. The office provides assistance with registration and, if appropriate, referral to the Praxis I Preparatory Course that we offer. A record of all teachers who are participating in the prep course offered through a partnership with Towson University is maintained, and teachers who provide qualifying scores by January 31, 2004 will have professional certificates with a January validity date requested.

e) Through grant funds, the Office of Certification has purchased 100 certificates for the Prep2Teach program, an individual online Praxis I Test Preparation Course. This is a self-paced computer program designed to offer practice to the teacher in preparation for the Praxis I tests. The individuals may reuse the certificate and participate in the practice sessions as many times as they wish.
f) Throughout the year, the Office of Certification conducts “school visits” in order for teachers to have an individual appointment with the Personnel Officer for Certification to review the plan in place, chart progress, and make any needed adjustments.

g) The Office of Certification publishes a booklet, Questions about Certification, that contains information regarding certification regulations. This booklet is distributed to each new employee at the New Hire Orientation meetings and is distributed to each professional staff member in the school system at their school location.

2. Discuss ways the school system has attempted to meet the highly qualified requirements under No Child Left Behind, e.g., redeploying/transferring highly qualified teachers from non-Title I Schools, recruitment fairs, signing bonuses, etc.

a) All Title I Schools have been identified as high priority schools to which “highly qualified” candidates, if available, have been referred by the Office of Personnel. It is the commitment of the Department of Human Resources to first place highly qualified teachers in our Title I schools.

b) All student teachers are invited to a reception arranged by the Department of Human Resources at which they are introduced to curriculum and human resources personnel. They are given applications and information about employment in the Baltimore County Public Schools. Almost all are “highly qualified” and as such are encouraged to seek employment in Baltimore County, particularly in our Title I schools.

c) The Department of Human Resources coordinates a large Exposition/Job Fair and invites prospective education graduates from twelve states. Staff members and administrators from all schools prepare a display booth from which they greet candidates and discuss the merits and needs of their school. More than one hundred candidates are interviewed that evening. More than a thousand attend the event.

d) A new Resident Teacher Certificate program was established through an MSDE grant for secondary special education teachers.

e) Transfer limitations are placed on schools in an effort, by the Department of Human Resources, to transfer more experienced teachers into schools with a disproportionate number of novice teachers.

f) Rehired retired teachers are encouraged by the Department of Human Resources, Office of Personnel to teach in Title I and priority schools by offering full experience steps in salary in those schools.

g) Incentives are offered:
   - The State signing bonus for qualifying candidates.
   - A $1,000 interest free loan.
   - The credit union partners with us to offer an additional interest free loan.
3. **Explain why the school system’s efforts to recruit highly qualified teachers in Title I schools have not been sufficient.**

   a) Many “out-of-state” candidates are hired because of the limited number of teachers (2,412) produced in Maryland schools. These teachers are excellent candidates who have prepared for their state’s requirements. These requirements are often different from Maryland’s.

   b) Late vacancies at a time when the applicant pool is limited results in a reduced availability of highly qualified teachers.

   c) The educational job market is extremely competitive; in critical need areas we are often forced to make staffing decisions based upon finding the best candidate who is closest to professional certification for the assignment that is being filled.

   d) The starting salary for teachers in Baltimore County Public Schools ranks fifteenth in comparison to the other 23 local education agencies in the state.

   e) New employees who need tests to be eligible for highly qualified status are disadvantaged because the tests are offered late in the summer and the results are not received until well after the beginning of school.

4. **Describe the steps the school system will take to ensure that student achievement will not be negatively impacted in the Title I schools for which this waiver is requested.**

   a) Mentors will be assigned to schools by the Office of Professional Development based upon the number of new teachers in each Title I school.

   b) Most of the current non-highly qualified teachers in the Title I schools are outstanding candidates awaiting the results of tests, an out-of-state teaching certificate, or the completion of limited coursework. They are selected based upon a credential review, confidential references, a screening interview, and an on-site interview with the principal of the school. Our expectations for their positive impact on student achievement are very high.

   c) The Office of Professional Development and the Office of Certification will continue to work closely together to offer supportive coursework for new teachers.

   d) We will assign resource teachers to the Title I schools. One of the primary responsibilities of the resource teachers is to provide support for new teachers.

   e) There are appraisal teams within the schools; the teams’ responsibilities are to help the new teachers acquire and refine their teaching skills to promote a high level of student achievement.

   f) At the time of request by the rehired retired teachers to be rehired by the school system, applicants are informed by the Director of Personnel that they are eligible for full experience salary step if rehired for Title I and priority schools. For positions in other schools salary experience credit will be a maximum of step 13.
We will continue to offer full experience steps in salary to the rehired retired teachers who choose to teach in Title I and priority schools.

5. Discuss steps the school system will take during the 2003-2004 school year to ensure that by the beginning of the 2004-2005 school year all newly hired teachers in all Title I schools are highly qualified.

   a) As long as vacancies exist in Title I schools and highly qualified candidates exist in the applicant pool, the vacancy needs of Title I schools will be addressed first.
   b) The Department of Human Resources will develop a policy to provide the mechanism by which highly qualified teachers will be transferred allowing for the redistribution of highly qualified teachers from non-Title I schools to our priority schools.
   c) The Department of Human Resources will work with the Executive Directors of Schools and Principals to recommend to the Superintendent transfers and assignments of highly qualified teachers to schools with the greatest needs.
   d) The Department of Human Resources will review current human resources procedures to provide the authority to place newly hired highly qualified teachers in Title I and priority schools first based on the needs of a particular school.
   e) We believe that the employment of a Recruitment Supervisor will allow the Department of Human Resources to develop a program of teacher recruitment that will build a candidate pool from which we will draw to fill our vacancies in our Title I schools.
   f) The Recruitment Supervisor will study recruitment data to develop data-driven decisions regarding the focus of our recruitment resources.
   g) During the recruitment season for the 2004-2005 school year, the Department of Human Resources will take Title I principals on recruiting trips. This will provide the principals with an opportunity to meet highly qualified candidates and recruit them for their schools.
   h) The Department of Human Resources will request additional resources from April, 2004 through August, 2004 in an attempt to get early certification estimates and improve employment decisions in Title I and all other schools.
   i) The Department of Human Resources will support initiatives to improve teacher salaries and close the salary gap between our school system and our competitive neighbors.
DATE: October 9, 2003

TO: BOARD OF EDUCATION

FROM: Dr. Joe A. Hairston, Superintendent

SUBJECT: Board of Education Policy 5450 - STUDENTS: Services to Students – Accident Insurance

ORIGINATOR: J. Robert Haines, Deputy Superintendent, Business Services

RESOURCE PERSON(S): Rita Fromm, Executive Director, Planning and Support Operations

RECOMMENDATION
That the Board of Education approve the revisions to Board of Education Policy 5450 - STUDENTS: Services to Students – Accident Insurance.

Background Information: Policy 5450 was originally adopted in 1968 and has not been revised since that time. The proposed policy revision would bring the language and current practice into alignment. In addition, the proposed revisions include for the first time, language similar to the Superintendent’s Rule on field trips regarding participation by economically disadvantaged students. The Board reviewed the policy on September 23, 2003. This is the second reading with minor revisions.

Estimated Operating Funds Fiscal Impact: $__N/A__ for FY ______
Possible Funding Source: ____________________________

JRH/dd
STUDENTS: Services to Students

Accident Insurance

A student accident insurance program shall be [approved by the Board of Education and] made available to parents/GUARDIANS of students enrolled in BALTIMORE COUNTY PUBLIC SCHOOLS [public schools]. The parent shall pay the premium DIRECTLY TO THE COMPANY [through the school, although] AND the contract [is] SHALL BE between the parent and the insurance company. EACH STUDENT PARTICIPATING IN INTERSCHOLASTIC SPORTS MUST HAVE INSURANCE COVERAGE, EITHER THROUGH A PARENTS'/GUARDIANS’ POLICY OR THROUGH THE PURCHASE OF THE AVAILABLE STUDENT ACCIDENT INSURANCE.

Accident insurance for football players [shall be paid by the Board of Education] WILL BE MADE AVAILABLE TO ALL PARENTS/GUARDIANS OF STUDENTS PARTICIPATING IN INTERSCHOLASTIC FOOTBALL. EACH STUDENT PARTICIPATING IN INTERSCHOLASTIC FOOTBALL MUST HAVE INSURANCE COVERAGE, EITHER THROUGH A PARENTS'/GUARDIANS’ POLICY OR THROUGH THE PURCHASE OF THE AVAILABLE STUDENT ACCIDENT INSURANCE, FOOTBALL COVERAGE OPTION.

STUDENTS SHALL NOT BE DENIED AN OPPORTUNITY TO TRY OUT FOR AN INTERSCHOLASTIC ATHLETIC TEAM BECAUSE OF ECONOMIC STATUS. EFFORTS SHALL BE MADE TO FIND WAYS TO MAXIMIZE PARTICIPATION BY INTERESTED AND QUALIFIED STUDENTS IN INTERSCHOLASTIC ATHLETIC ACTIVITIES.

All STUDENT accidents must be reported on the APPROPRIATE form PROVIDED BY THE INSURANCE COMPANY for this purpose. ACCIDENTS MUST ALSO BE REPORTED ON THE BALTIMORE COUNTY PUBLIC SCHOOLS STANDARD STUDENT ACCIDENT REPORT FORM (BECBO 49-615-98) Accidents requiring the use of an ambulance shall be reported immediately by telephone TO THE APPROPRIATE OFFICE CONSISTENT WITH PROCEDURES OUTLINED IN RULE 2352.

Also see policy and rule, “Accidents,” Series 2000, Administration.
DATE: October 9, 2003
TO: BOARD OF EDUCATION
FROM: Dr. J. Hairston, Superintendent
SUBJECT: Recommended Charter School Rule 1600
ORIGINATOR: Christine Johns, Deputy Superintendent
RESOURCE PERSON(S): Phyllis Bailey, Executive Director, Special Programs, PreK-12
George Poff, Assistant to the Superintendent, Governmental Relations

INFORMATION

That the Charter School Rule 1600 be submitted for information only to the Board of Education.

*****

Attachment I: Draft Superintendent’s Rule 1600, Administration: Public Charter Schools
ADMINISTRATION: PUBLIC CHARTER SCHOOLS

1. APPLICATION PROCESS

A PUBLIC CHARTER SCHOOL IS CREATED IN ACCORDANCE WITH STATE LAW AND REGULATIONS, AND OPERATES UNDER THE SUPERVISION OF THE BOARD OF EDUCATION OF BALTIMORE COUNTY IN COMPLIANCE WITH ALL APPROPRIATE BOARD POLICIES, THE BLUEPRINT FOR PROGRESS, REALIZING THE VISION, AND THE MASTER PLAN OF THE BALTIMORE COUNTY PUBLIC SCHOOLS.

a) PROSPECTIVE APPLICANTS

TO INITIATE THE APPLICATION PROCESS, THE APPLICATION TO ESTABLISH A PUBLIC CHARTER SCHOOL SHALL BE SUBMITTED TO THE BOARD OF EDUCATION BY ONE OR MORE OF THE FOLLOWING:

1. THE STAFF OF A PUBLIC SCHOOL
2. A PARENT OR GUARDIAN OF A STUDENT WHO ATTENDS A PUBLIC SCHOOL IN THE COUNTY
3. A NON-SECTARIAN NONPROFIT ENTITY
4. A NONSECTARIAN INSTITUTION OF HIGHER EDUCATION IN THE STATE OR
5. ANY COMBINATION OF THE ABOVE.

UNDER MARYLAND LAW, THE BOARD OF EDUCATION OF BALTIMORE COUNTY SHALL NOT GRANT A CHARTER TO A PRIVATE SCHOOL, A PAROCHIAL SCHOOL, OR A HOME SCHOOL.

b) APPLICATION PROCEDURES

AN APPLICANT TO OPERATE A PUBLIC CHARTER SCHOOL SHALL BE PROVIDED WITH THE MANUAL OF PROCEDURES FOR PUBLIC CHARTER SCHOOLS IN BALTIMORE COUNTY. PRIOR TO SUBMISSION OF THE APPLICATION, THE APPLICANT(S) SHALL CONFER WITH DESIGNATED STAFF REGARDING HOW THE APPLICATION COMPONENTS AS CITED IN THE MANUAL SHALL BE ADDRESSED. THE APPLICANT(S) SHALL BE INFORMED OF THE HUMAN, FISCAL, AND ORGANIZATIONAL CAPACITY NEEDED TO FULFILL THE SCHOOL’S RESPONSIBILITIES RELATED TO CHILDREN WITH DISABILITIES.
c) APPLICATION TIMELINE

1. A CONCEPT PROPOSAL, AS DESCRIBED IN THE MANUAL, MUST BE SUBMITTED BY JANUARY 1 OF THE YEAR PRIOR TO THE PROPOSED STARTING DATE.

   IF CONCEPTUAL APPROVAL IS GRANTED, THE COMPLETED APPLICATION MUST BE SUBMITTED BY MAY 1 OR THE NEAREST BUSINESS DAY THEREAFTER OF THE YEAR PRIOR TO THE PROPOSED STARTING DATE OF THE CHARTER SCHOOL.

2. THE PUBLIC CHARTER SCHOOL MAY BEGIN OPERATION AT THE BEGINNING OF THE SCHOOL YEAR FOLLOWING THE DATE THE CHARTER IS GRANTED, PROVIDED APPROVAL IS GRANTED NO LATER THAN THE LAST BOARD MEETING IN AUGUST OF THE PRECEDING SCHOOL YEAR.

d) APPLICATION REVIEW

UPON SUBMISSION OF A COMPLETED APPLICATION FOR A PUBLIC CHARTER SCHOOL AS DESIGNATED IN THE MANUAL OF PROCEDURES FOR PUBLIC CHARTER SCHOOLS IN BALTIMORE COUNTY, THE SUPERINTENDENT’S DESIGNATED STAFF SHALL REVIEW THE APPLICATION AND SUBMIT FINDINGS AND RECOMMENDATIONS TO THE SUPERINTENDENT FOR CONSIDERATION BY THE BOARD OF EDUCATION. THE BOARD OF EDUCATION SHALL RENDER A DECISION WITHIN 120 DAYS OF RECEIPT OF SAID APPLICATION.

e) APPLICATION APPROVAL

UPON THE ACCEPTANCE BY THE BOARD OF EDUCATION OF THE SUPERINTENDENT’S RECOMMENDATION, A CONTRACT, BALTIMORE COUNTY PUBLIC SCHOOLS CHARTER CONTRACT, SHALL BE EXECUTED BEFORE THE BOARD OF EDUCATION AND THE PARTIES WHO ARE APPLICANTS FOR THE PUBLIC CHARTER SCHOOL.

f) APPLICATION APPEAL PROCESS

IF THE BOARD OF EDUCATION DENIES AN APPLICATION TO ESTABLISH A PUBLIC CHARTER SCHOOL, THE APPLICANT MAY APPEAL THE DECISION TO THE STATE BOARD IN ACCORDANCE
WITH SECTION 4-205(C) OF THE EDUCATION ARTICLE, ANNOTATED CODE OF MARYLAND.

g) RESTRUCTURED SCHOOL

THE APPLICATION REVIEW PROCESS AND DECISION MAKING FOR A RESTRUCTURED SCHOOL SHALL BE IMPLEMENTED ACCORDING TO THE PROCEDURES OUTLINED IN SECTION 9-104(A)(4) II OF THE EDUCATION ARTICLE, ANNOTATED CODE OF MARYLAND.

2. STUDENT ADMISSION

a) STUDENTS DOMICILED IN BALTIMORE COUNTY WILL BE ELIGIBLE FOR ADMITTANCE WITHOUT TUITION CHARGE. STUDENTS NOT DOMICILED IN BALTIMORE COUNTY MUST COMPLY WITH POLICY AND RULE 5150: STUDENTS: ENROLLMENT AND ATTENDANCE GOVERNING ENROLLMENT AND TUITION CHARGES FOR NONRESIDENT STUDENTS.

b) THE PUBLIC CHARTER SCHOOL SHALL NOT DISCRIMINATE REGARDING ADMISSION OF STUDENTS AND SHALL BE IN COMPLIANCE WITH ALL FEDERAL AND STATE ANTI-DISCRIMINATION LAWS.

c) A PUBLIC CHARTER SCHOOL CHOSEN BY PARENTS/GUARDIANS FOR THEIR CHILDREN IS OPEN TO ALL STUDENTS ON A SPACE-AVAILABLE BASIS. A RANDOM SELECTION PROCESS SHALL BE USED IF THE NUMBER OF QUALIFIED APPLICANTS EXCEEDS THE PREDETERMINED STUDENT CAPACITY IN THE PUBLIC CHARTER SCHOOL.

d) STUDENTS WITH SPECIAL EDUCATION IDENTIFICATION WILL ADHERE TO THE NORMAL IEP PROCESS. SPECIFIC ADDITIONAL RESOURCES ALLOCATED TO A STUDENT VIA THE APPROVED IEP WILL REMAIN WITH THE STUDENT GOING TO THE CHARTER SCHOOL.

3. MANAGEMENT OF THE PUBLIC CHARTER SCHOOL

a) THE CHARTER APPLICATION SHALL CLEARLY DEFINE THE GOVERNANCE STRUCTURE THAT WILL BE IN PLACE FOR THE PUBLIC CHARTER SCHOOL.
b) EXCEPT AS EXPRESSLY PROVIDED IN THE CHARTER AGREEMENT, THE PUBLIC CHARTER SCHOOL SHALL ADHERE TO THE POLICIES, RULES, AND PROCEDURES GOVERNING ALL OTHER SCHOOLS IN BALTIMORE COUNTY.

c) PUBLIC CHARTER SCHOOL EMPLOYEES SHALL BE OBSERVED AND EVALUATED CONSISTENT WITH STATE LAW AND PROCEDURES OF THE BALTIMORE COUNTY PUBLIC SCHOOLS.

d) OPERATIONAL REQUIREMENTS RELATED TO CURRICULUM AND ACADEMIC PROGRAMMING, RESOURCES, FACILITIES, FISCAL SUPPORT, AND REPORTING AS CONTAINED IN THE MANUAL OF PROCEDURES FOR PUBLIC CHARTER SCHOOLS IN BALTIMORE COUNTY MUST BE INCLUDED IN THE APPLICATION AND IMPLEMENTED ONCE THE CONTRACT IS APPROVED BY THE BOARD OF EDUCATION OF BALTIMORE COUNTY AND ONCE THE PUBLIC SCHOOL IS OPERATIONAL.

4. REPORTING REQUIREMENTS

THE PUBLIC CHARTER SCHOOL SHALL MAKE AN ANNUAL RESULTS REPORT TO THE BOARD OF EDUCATION ADDRESSING STUDENT ACHIEVEMENT, FISCAL ACCOUNTABILITY, AND ANY OTHER INFORMATION PURSUANT TO THE MANUAL OF PROCEDURES FOR PUBLIC CHARTER SCHOOLS IN BALTIMORE COUNTY.

Rule
Approved: Superintendent of Schools